

P.O. Box 747
Falls Church, Virginia 22040-0747
Phone: (703) 205-8000
Fax: (703) 205-8050
(703) 898-8590 (GIV)

Birch, Stewart, Kolasch & Birch, LLP**Fax**

FAX RECEIVED

AUG 12 2002
OFFICIAL GROUP 1600**To:** Examiner Lilling**From:** Mark J. Nuell**Fax:** 703-308-4242**Date:** August 12, 2002**Phone:** 703-308-2034**Pages:** 3 (including cover sheet)**Your Ref.:****Our Ref.:** 09/676,502

attorney docket 2761-0139P

Re:**CC:**☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution, or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited. If your receipt of this transmission is in error, please notify this firm immediately by collect call to (703) 205-8000, and send the original transmission to us by return mail at the address above.

Comments:

FAX RECEIVED

AUG 13 2002

GROUP 1600

PATENT
2761-0139P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Ranjan BHADRA et al. Conf.: Unknown
Appl. No.: 09/676,502 Group: 1651
Filed: October 2, 2000 Examiner: LILLING
For: A HERBAL COMPOSITION FOR TREATING ASTHMA

OFFICIAL

LETTER REQUESTING SENDING OF REFERENCES CITED AND
RESTARTING OF PERIOD FOR RESPONSE

Assistant Commissioner for Patents
Washington, DC 20231

August 12, 2002

Sir:

On July 2, 2002, a Decision was issued GRANTING Applicants' petition of May 10, 2002 requesting reinstatement of the present application to pending status. That Decision was accompanied by the Office Action purported to have been mailed on September 18, 2001 and provided for setting of a new time period for response of three months from the mailing date of the Decision, i.e. October 2, 2002.

Upon review of the Office Action, Applicants' Representative has noted that no form PTO-892, nor any copy of the references cited in the Office Action, have been provided. Telephone requests were made July 31 and August 6, 2002 to obtain these materials, but the requested items have not been received to date.

Appl. No. 09/676,502

Accordingly, the Examiner is respectfully requested to provide Applicants' Representative with a new copy of the Office Action, complete with an attached form PTO-892 and copies of references cited in the Office Action (Derwent Abstr. 1995-228634, JP 07138180 and Ramsewak et al. 1999:38735), and restarting the period for response appropriately to the mailing date of the complete Office Action.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *Mark J. Nuell*
Mark J. Nuell, Ph.D.
Reg. No. 36,623

DRN/
2761-0139P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

(Rev. 11/09/01)

Statement of Transmittal
I hereby Certify that this correspondence is being
facsimile transmitted to the Patent and
Trademark Office:

On

8/12/02*Carolyn Lunsell*Carolyn LunsellTyped or printed name of person signing certificate